IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.637 OF 2006

Xavier Institute of
Engineering Society & Ors. ...Petitioners.
Versus
The University of Mumbai
and Anr. ...Respondents.

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Mr.S.C.Naidu i/b C.R.Naidu & Co. for the Petitioners.
Mr.R.A.Rodrigues for Respondent No.1.
Mr.R.M.Sawant, Govt.Pleader for Respondent No.2.

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CORAM : **F.I.REBELLO AND**
SMT.V.K.TAHILRAMANI,JJ.
DATED : **JUNE 20, 2006.**

P.C.:

. Rule. Heard forthwith.

. During the course of the hearing, the following consensus has been arrived at between the parties without prejudice to their rights and contentions :-

(1) The issue of imposition of penalty upon the Petitioner institution to be considered afresh by the Vice Chancellor, University of Mumbai.

(2) The Vice Chancellor shall, after

giving full opportunity of hearing to the petitioners, take a decision on the subject matter of the petition within four weeks from today, by passing a reasoned order.

(3) In case the Vice Chancellor takes a decision in favour of the petitioners, the impugned order dated 27th January, 2006 imposing penalty by Respondent No.1 shall be substituted by an order passed by the Vice Chancellor.

(4) In the meanwhile the impugned order imposing penalty is stayed.

(5) The petitioners shall be at liberty to challenge the same if the order passed by the Vice Chancellor is adverse to them.

(6) The Petition accordingly stands disposed of.

[F.I.REBELLO,J.]

[SMT.V.K.TAHILRAMANI,J.]